

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND					
1 Date of Request: <u>5-5-06</u>		2 Serial/Patent # <u>10/709,660</u>			
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT	
	Filing			\$	
	Amendment			\$	
	Extension of Time			\$	
	Notice of Appeal/Appeal			\$	
<input checked="" type="checkbox"/>	Petition	None	3-13-06	\$ 250. ⁰⁰	
	Issue			\$	
	Cert of Correction/Terminal Disc.			\$	
	Maintenance			\$	
	Assignment			\$	
	Other			\$	
		7 TOTAL AMOUNT OF REFUND		\$ 250. ⁰⁰	
		8 TO BE REFUNDED BY:			
10 REASON:		<input checked="" type="checkbox"/>	Treasury Check		
	Overpayment		Credit Deposit A/C #:		
	Duplicate Payment	9			
<input checked="" type="checkbox"/>	No Fee Due (Explanation):				
1.137(A) petition treated as a petition under 37 CFR 1.181					
11 REFUND REQUESTED BY:					
TYPED/PRINTED NAME: <u>Paul Shanostek</u>			TITLE: <u>Sr. Attorney</u>		
SIGNATURE: <u>[Signature]</u>			PHONE: <u>22325</u>		
OFFICE: <u>o/c of petitions</u>					
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****					
APPROVED: <u>[Signature]</u>			DATE: <u>5/10/06</u>		

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

**Office of Finance
Refund Branch
Crystal Park One, Room 802B**



DAC
JPW

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to:

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

On: March 9, 2006

By: Richard D. Fuerle

Signature: _____

Date: March 9, 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: MARIANNE M. KEY-CARNIAK et al.

Examiner: Eldred, John W.

Serial No.: 10/709,660

Group Art Unit: 3644

Filed: May 20, 2004

For: SAFETY PANEL FOR HANDGUNS

The Commissioner of Patents
and Trademarks
Alexandria, VA 22313

**PETITION TO REVIVE UNAVOIDABLY
ABANDONED APPLICATION FOR PATENT
PURSUANT TO 37 C.F.R. 1.137(a)**

Sir:

Applicants hereby petition the Commissioner for revival of the above-identified application for patent.

On April 27, 2005 a FINAL Office Action was mailed, rejecting all of the claims.

On August 23, 2005 Applicants filed an RCE, a copy of which is enclosed. Note that an extension of time fee was sent with the RCE. Also, enclosed is a copy of the postcard sent with the RCE with the stamp of the USPTO on it, indicating that the RCE was received by the USPTO.

On December 16, 2005, Applicants' attorney called Supervisory Examiner Teri Luu and was told that the RCE was received and that everything was "OK."

03/14/2006 HGE BREM1 00000003 10709660

01 FC:2452

250.00 DP

Adjustment date: 05/10/2006 CKH LOK
03/14/2006 HGE BREM1 00000003 10709660
01 FC:2452

-250.00 DP

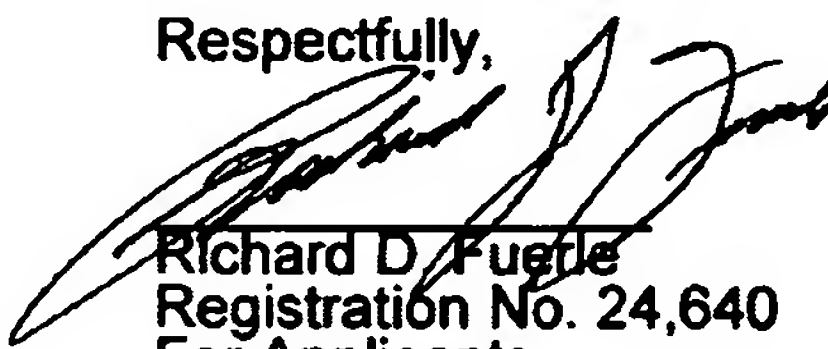
Refund Ref:
05/10/2006 CKH LOK 0000151650

1 CHECK Refund Total: \$250.00

On March 9, Applicant's attorney called Examiner John W. Eldred and was told that the USPTO computer system indicated that the RCE was received but that it had been lost. The Examiner advised Applicants' attorney to file this petition.

A statement under 37 CFR 1.97(e) is enclosed. A check for \$250.00 made payable to the Commissioner of Patents for this petition fee is enclosed. Applicants request that the amount of this fee be refunded as the USPTO has admitted that it received the RCE.

Respectfully,



Richard D. Fuerle
Registration No. 24,640
For Applicants

Richard D. Fuerle
1711 West River Road
Grand Island, NY 14072
(716)-774-0091
March 9, 2006
CASE MK01